IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

THURSDAY, THE 15TH NOVEMBER 2007 / 24TH KARTHIKA 1929

WP(C).No. 33674 of 2007(H)

PETITIONER:

MANOJ P.M., PHYSICAL EDUCATION TEACHER,
S.M.U.P.SCHOOL, ERINGAPPURAM, CHEMMANNUR P.O.,
THRISSUR-680 517.

BY ADV. SRI.V.CHITAMBARESH
SRI.T.C.SURESH MENON
SRI.JIBU P THOMAS
SRI.P.S.APPU

RESPONDENTS:

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1. THE STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM.

2. THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM.

3. THE MANAGER, S.M.U.P.SCHOOL, ERINGAPPURAM, CHEMMANNUR P.O., THRISSUR-680 517.

BY GOVT. PLEADER, SRI.A.J.VARGHESE

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 15/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S.SIRI JAGAN, J.

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W.P.(C) No. 33674 of 2007

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Dated this the 15th day of November, 2007

JUDGMENT

By Ext.P1 judgment, the petitioner was directed to file a representation within two months, on which a decision was directed to be taken within a period of two months from that date. The petitioner did not file a representation within the time fixed in Ext.P1. He filed Ext.P2 representation only after the period fixed by Ext.P1 judgment. By this writ petition the petitioner seeks direction to respondents 1 and 2 to consider Ext.P2 representation, although the same is beyond the period stipulated in Ext.P1 judgment. I am afraid that I cannot do the same. When by a judgment of this Court a period is stipulated for filing the representation, if the petitioner had sufficient reasons for not filing the same within the time stipulated, for considering the representation despite the delay in filing the same, the petitioner has to move a petition in that writ petition for either extension of time for filing the representation or for condonation of delay in filing the representation.

The writ petition is therefore dismissed without prejudice to the right of the petitioner to move for appropriate relief in that writ petition.

S.SIRI JAGAN,
JUDGE

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